

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) AO 2003-32
Ms. Inez Tenenbaum by counsel,) Agenda Document No. 03-107
Marc E. Elias)

CORRECTED CERTIFICATION

I, Mary W. Dove, recording secretary for the Federal Election Commission open meeting on December 18, 2003, do hereby certify that the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-2 to pass a motion to approve Alternative A, as set forth in Agenda Document No. 03-107, as amended.

Commissioners Mason, Smith, and Toner voted affirmatively for the motion. Commissioners McDonald and Weintraub dissented. Commissioner Thomas was not present.

2. Failed by a vote of 2-3 to pass a motion to approve Alternative B, as set forth in Agenda Document No. 03-107.

Commissioners McDonald and Weintraub voted affirmatively for the motion. Commissioners Mason, Smith, and Toner dissented. Commissioner Thomas was not present.

(continued)

3. Decided by a vote of 5-0 to approve Alternative C, as set forth in Agenda Document No. 03-107, amended as follows:

Delete the sentence which begins on Line 18 through Line 20 on Page 4.

Amend the end of the Footnote 6 on Page 7 to read "11 CFR 100.24 (defining the statutory phrase 'in connection with an election in which a candidate for Federal office appears on the ballot')."

Commissioners Mason, McDonald, Smith, Toner, and Weintraub voted affirmatively for the decision. Commissioner Thomas was not present.

Attest:

December 19, 2003
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission

October 21, 2003

AOR 2003-32 **BCRA**

MEMORANDUM TO: Michael Marinelli
 Mai Dinh
 Charisse Ledbetter

FROM: Rosemary C. Smith

SUBJECT: New AOR assignment. Letter from Marc E. Elias (Perkins Coie), on behalf of Inez Tenenbaum, received on 10/14.

Please process the attached as new AOR. The relevant information is listed.

Make public on: 10/21/2003

Due date: 12/15/2003

Assign to: Michael Marinelli

10 day form + white draft due to Commission: 11/10/03 (10/30 to team leader)

Special instructions/comments:
AOR package includes: (1) Letter from Mr. Marc E. Elias, dated 10/14/03 (6 pages); (2) E-mail from OGC dated 10/16/03; (3) E-mail response from Mr. Marc E. Elias, dated 10/20/03.

OGC plans to have this AO on the 12/04/2003 agenda. The 12/04 Open Meeting is the second to last open session before the expiration of the 60-day period. The white draft needs to go to the Commission by Monday 11/10, so that the Commission can have five workdays to review and submit comments by COB Tuesday 11/18, and a Blue Draft can go to the GC in time for a 11/26 transmission to the Commission.

AOR/CMS topic: Use of remaining state campaign funds of a Federal candidate to make donations to 501c(3) organizations and to a State party.

CMS issues: Soft Money
 - Permissible use of